

1762

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

SUBMISSION OF A SIGNED CORRECTED DECLARATION

APPLICANT:	Harald Hundt	ALLOWED:	October 22, 2003
SERIAL NO.:	09/945,484	GROUP ART UNIT:	1762
FILED:	August 30, 2001	EXAMINER:	T.H. Meeks
INVENTION:	"METHOD FOR PRODUCING A WINDING PROTECTION FOR TAPE-WOUND CORES"		
		CONFIRMATION NO.:	6191

Mail Stop Issue Fee

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

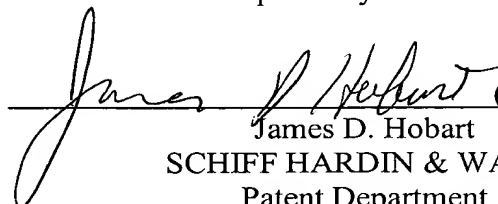
S I R:

This application is a continuation-in-part of U.S. Serial No. 09/242,590 and the Declaration, which was filed on August 30, 2001, contained an error in the Serial No. of the German Priority Application.

Attached herewith is a Declaration signed by Harald Hundt on November 27, 2001, which identifies the present application by U.S. Serial No. and filing date and also correctly identifies the German Application from which priority is claimed.

It is believed that no government fee is required for entry of this paper; however, if a fee is required, please charge such a fee to Deposit Account No. 501519. A second copy of this paper is attached herewith.

Respectfully submitted,

 (Reg. No. 24,149)
James D. Hobart

SCHIFF HARDIN & WAITE
Patent Department
6600 Sears Tower
233 South Wacker Drive
Chicago, Illinois 60606
(312) 258-5781

Customer Number: 26574

DATED: December 3, 2003

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to the **Mail Stop Issue Fee**, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on December 3, 2003.

James D. Hobart

Name of Applicants' Attorney



Signature

December 3, 2003

Date



DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

"METHOD FOR PRODUCING A WINDING PROTECTION FOR TAPE-WOUND CORES"

Case No. **P99,0252-01**, U.S. Serial No. **09/945,484** filed **August 30, 2001**, which is a continuation-in-part of my or our application, U.S. Serial No. **09/242,590**, filed **February 19, 1999**, which was a National Stage Application under 35 USC 371 of PCT/DE97/01779 filed August 18, 1997, which claimed priority from German 196 33 983.9 of August 22, 1996.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent Office all information which is known to me to be material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, 1.56.¹

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below

Prior Foreign Application(s)

Number

Country

Date

196 33 983.9

Germany

August 22, 1996

and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the above listed application on which priority is claimed:

Prior Foreign Application(s)

Number

Country

Date

If no priority is claimed, I have identified all foreign patent applications filed prior to this application:

Prior Foreign Application(s)

Number

Country

Date

1

(b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

(1) It establishes, by itself or in combination with other information, a *prima facie* case of unpatentability of a claim; or

(2) It refutes, or is inconsistent with, a position the applicant takes in:

(i) Opposing an argument of unpatentability relied on by the Office, or

(ii) Asserting an argument of patentability.

A *prima facie* case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.



Atty Ref. P99,0252-01
CIP Declaration
Page -2-

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States Application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

U.S. Serial No. 09/242,590, filed February 19, 1999.

As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected herewith.

And I hereby appoint all Attorneys identified by United States Patent & Trademark Customer Number 26574, who are all members of the Firm Schiff Hardin & Waite, my attorneys, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith and direct that all correspondence be forwarded to:

SCHIFF HARDIN & WAITE

Patent Department

6600 Sears Tower

Chicago, Illinois 60606-6473

CUSTOMER NUMBER 26574

Direct Telephone Number for James D. Hobart (312) 258-5781

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor HARALD HUNDT
Inventor's signature Harald Hundt Date 27.11.2001
Residence Dieburg, Germany
Citizenship Germany
Post Office Address Aubergenvillerallee 32
D-64807 Dieburg, Germany

Full name of second joint inventor,
(if any) _____

Inventor's signature _____ Date _____
Residence _____
Citizenship _____
Post Office Address _____